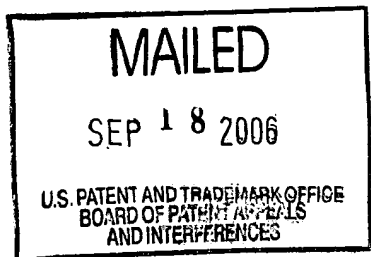


UNITED STATES PATENT AND TRADEMARK OFFICE



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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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Ex parte RUTH MARIE TRITZ,  
SHAWN M. BATES and ADAM J. ELLIOTT

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Application 09/653,595

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ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

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This application was received electronically at the Board of Patent Appeals and Interferences on August 25, 2006. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being electronically returned to the examiner. The matter requiring attention prior to docketing is identified below:

An examination of the Image File Wrapper (IFW) reveals that an Information Disclosure Statement (IDS) was filed on June 14, 2002. While the two page IDS is signed and dated, page 1 does not contain the examiner's initials, making it unclear as to whether the examiner considered


this portion of the statement. A communication notifying appellants of the Primary Examiner's decision is required.

Accordingly, it is

ORDERED that the application is returned to the Examiner:

- 1) for consideration of page 1 of the IDS filed June 14, 2002;
- 2) for written notification to appellants regarding the Primary Examiner's decision; and
- 3) for such further action as may be appropriate.

BOARD OF PATENT APPEALS  
AND INTERFERENCES

By.   
DALE M. SHAW  
Deputy Chief Appeals Administrator  
(571) 272-9797

DMS:psb

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